



City of New Bedford
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June 14, 2005

Doug Gutro, Special Assistant to the
Regional Administrator
UPS EPA – Region I
1 Congress Street Suite 1100
Boston, MA 02114

RE: KEITH MIDDLE SCHOOL SITE, HATHAWAY BOULEVARD, NEW BEDFORD, MA

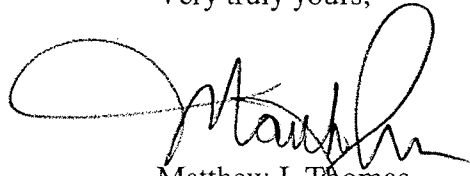
Dear Mr. Gutro:

Please accept this letter as written confirmation of the representations I made earlier today during a series of telephone conversations regarding the erection of structural steel on the above referenced site. As I have stated, the City understands that the comment period on the draft approval of the site remediation has only begun. It has never been, nor is it presently, the City's intention to authorize any work on the environmental cap until the comment period has closed and a final approval has been issued by the EPA.

At the present time, the City has authorized the erection of structural steel on the site. The vertical steel members will be directly attached to the previously constructed pile caps and grade beams. Horizontal steel members for the second floor, third floor and roof will then be attached to the vertical steel members. No work will take place to construct the first floor as this can only be done once the final approval is received. At no time will any contaminated soil on the site be disturbed as part of this process. The erection of the structural steel will in no way compromise the ability to construct the cap in its final approved configuration.

Thank you for your cooperation and understanding in this matter. Please contact me if you have any questions or comments.

Very truly yours,



Matthew J. Thomas
City Solicitor

MJT/mcb